



218728

2009-361-C

August 21, 2009

VIA U.S. MAIL

Mr. Charles L.A. Terreni, Esquire
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Dr., Suite 100
Columbia, SC 29210

Re: Request of Image Access, Inc. d/b/a NewPhone for Flexible Regulatory Treatment, and for Expedited Review of Request.

Dear Mr. Terreni:

On behalf of Image Access, Inc. d/b/a NewPhone ("NewPhone"), I request that the Commission grant NewPhone flexible regulation as set forth below.

NewPhone has been certified by the Commission to provide local services in South Carolina since October, 1999, and has been providing services to South Carolina citizens since that time. (See Docket No. 1999-269-C, Order No. 1999-762, 10/26/99). NewPhone now requests that the Commission allow it to employ a flexible local exchange rate structure first authorized by Order No. 98-165 in Docket No. 97-467-C. Specifically, NewPhone requests that:

- a. the Commission adopt for NewPhone's local exchange services a competitive rate structure incorporating maximum rate levels with the flexibility for rate adjustment below the maximum rate levels;
- b. that its local exchange service tariff maximum and current rate sheet filings, which are enclosed, be presumed valid upon filing, and that its current tariff, which is already on file, be presumed valid, subject to the Commission's right within thirty (30) days to institute an investigation of such filings. At the discretion of the Commission, such filings would be suspended pending further order of the Commission and any such filings would be subject to the same monitoring process as is applied to other, similarly situated carriers; and
- c. expedited review of this request by the Commission.

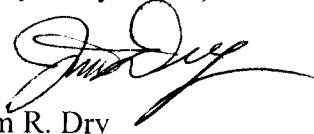
As noted above and in accordance with flexible regulation, I am enclosing NewPhone's proposed maximum and current rate sheets only, as amendments to the tariff that is already on file with the Commission. Please advise, however, if the Commission requires that NewPhone re-submit its full tariff as well as the enclosed proposed maximum and current rate sheets.

Mr. Charles L.A. Terreni, Esq.
August 21, 2009
Page 2 of 2

Please docket and process this Application for consideration and approval by the Commission according to its rules of practice and procedure, and please let me know if the Commission requests additional information.

Please let me know of any publication requirements that may apply, or if you have any questions at (225) 214-4412. Please acknowledge your receipt of this document by file-stamping the copy of this letter enclosed, and returning it in the enclosed envelope. I appreciate the Commission's consideration of this request.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Jim Dry", with a stylized flourish extending from the end.

Jim R. Dry
President, Image Access, Inc. d/b/a NewPhone

Encls.

IMAGE ACCESS, INC. D.B.A. NewPhone
Issued August 18, 2009
Issued by: Jim Dry, President
5555 Hilton Avenue Suite 415
Baton Rouge, Louisiana 70808

South Carolina TARIFF NO. 1
1st Revised Page No. 32
Cancels Original Page No. 32
Effective Date August __, 2009

LOCAL EXCHANGE SERVICES

RATES AND CHARGES –MAXIMUM RATES (N)

Services are available to Business and Residence customers. The classification of service as business is determined by the character of use of the service as stated in the Definitions Section of this Tariff.

A. Local Exchange Service

Local Exchange Service provides an individual access line for the transmission of two-way switched voice or data communication within a local calling area. The individual access line is the connecting facility between a Customer's premise and a servicing central office that provides customer access to the switched network for placing and receiving calls. Access to 911 Emergency Services is provided. Access to long-distance carriers, other telephone companies' caller-paid information services (e.g., 900, 976), or other services where charges are determined subsequent to the call are not provided through this individual access line. The Company provides its customers with the ability to connect with an interexchange carrier and provides prepaid long-distance services. (T)

1. Residence Service (Maximum Rates) (N)

The Monthly Maximum Charge per access line includes unlimited calling within the specified local calling area. (N)

Basic (Maximum)	\$59.95	(N)
Basic Plus (Maximum)	\$64.95	(N)
Premium (Maximum)	\$69.95	(N)
Premium Plus (Maximum)	\$74.95	(N)

2. Business Service (Maximum Rates) (N)

The Monthly Maximum Charge per access line includes unlimited calling within the specified local calling area. (N)

Monthly Charge Per Line (Maximum)	\$109.95	(N)
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The Company may, from time to time, make promotional offerings of its services that may include waiving or reducing the applicable charges for the promoted service. The promotional offerings may be limited as to the duration, the date, and times of the offerings and the locations where the offerings are made. The Company will file promotional offerings with the Commission.

IMAGE ACCESS, INC. D.B.A. NewPhone
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LOCAL EXCHANGE SERVICES

RATES AND CHARGES (continued)

B. Service Connection Charges (continued), Maximum Rates (N)

2. Maximum Rates (N)

	<u>Non-Recurring Maximum Charges</u>	
	<u>Residence</u>	<u>Business</u>
2.1 Service Order Charge (Maximum)	\$80.00 (N)	\$95.00 (N)
2.2 Record Order Charge (Maximum)	\$45.00 (N)	\$75.00 (N)
2.3 Central Office Work Charge (Maximum)	\$70.00 (N)	\$95.00 (N)
2.4 Access Line Work Charge (Maximum)	\$70.00 (N)	\$95.00 (N)
2.5 Premise Labor Charges (1/4 hr.) (Maximum)	\$50.00 (N)	\$55.00 (N)
2.6 Premise Visit Charge (per visit) (Maximum)	\$70.00 (N)	\$95.00 (N)

C. Custom Calling Services – Maximum Rates (N)

Custom Calling Services are optional service arrangements of central office features furnished to individual line customers. The following custom calling features are available within the exchange area of all exchanges serviced by a central office where facilities and operating conditions permit. Customers may subscribe to one or more of the following features at the rates indicated:

	<u>Monthly Rate</u>	<u>Non-Recurring Charge</u>
Call Forwarding (Maximum)	\$27.95 (N)	\$35.00 (N)
Call Waiting (Maximum)	\$27.95 (N)	\$35.00 (N)
Call Return (*69) (Maximum)	\$28.95 (N)	\$35.00 (N)
Three-Way Calling (Maximum)	\$27.95 (N)	\$35.00 (N)
Speed Calling (Maximum)	\$28.00 (N)	\$35.00 (N)
Call Blocking (Maximum)	\$28.00 (N)	\$35.00 (N)
Last Number Redial (*66) (Maximum)	\$28.00 (N)	\$35.00 (N)
Voice Mail with Basic Service (Maximum)	\$29.95 (N)	\$55.00 (N)
Voice Mail with Premium Service (Maximum)	\$27.95 (N)	\$55.00 (N)
Caller ID (name & number) (Maximum)	\$32.95 (N)	\$35.00 (N)
Call Waiting Deluxe (Maximum)	\$29.95 (N)	\$35.00 (N)

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RATES AND CHARGES –MAXIMUM RATES (N)

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1. Residence Service (Maximum Rates) (N)

The Monthly Maximum Charge per access line includes unlimited calling within the specified local calling area. (N)

Basic (Maximum)	\$59.95	(N)
Basic Plus (Maximum)	\$64.95	(N)
Premium (Maximum)	\$69.95	(N)
Premium Plus (Maximum)	\$74.95	(N)

2. Business Service (Maximum Rates) (N)

The Monthly Maximum Charge per access line includes unlimited calling within the specified local calling area. (N)

Monthly Charge Per Line (Maximum)	\$109.95	(N)
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The Company may, from time to time, make promotional offerings of its services that may include waiving or reducing the applicable charges for the promoted service. The promotional offerings may be limited as to the duration, the date, and times of the offerings and the locations where the offerings are made. The Company will file promotional offerings with the Commission.

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LOCAL EXCHANGE SERVICES

RATES AND CHARGES (continued)

B. Service Connection Charges (continued), Maximum Rates (N)

2. Maximum Rates (N)

	<u>Non-Recurring Maximum Charges</u>	
	<u>Residence</u>	<u>Business</u>
2.1 Service Order Charge (Maximum)	\$80.00 (N)	\$95.00 (N)
2.2 Record Order Charge (Maximum)	\$45.00 (N)	\$75.00 (N)
2.3 Central Office Work Charge (Maximum)	\$70.00 (N)	\$95.00 (N)
2.4 Access Line Work Charge (Maximum)	\$70.00 (N)	\$95.00 (N)
2.5 Premise Labor Charges (1/4 hr.) (Maximum)	\$50.00 (N)	\$55.00 (N)
2.6 Premise Visit Charge (per visit) (Maximum)	\$70.00 (N)	\$95.00 (N)

C. Custom Calling Services – Maximum Rates (N)

Custom Calling Services are optional service arrangements of central office features furnished to individual line customers. The following custom calling features are available within the exchange area of all exchanges serviced by a central office where facilities and operating conditions permit. Customers may subscribe to one or more of the following features at the rates indicated:

	<u>Monthly Rate</u>	<u>Non-Recurring Charge</u>
Call Forwarding (Maximum)	\$27.95 (N)	\$35.00 (N)
Call Waiting (Maximum)	\$27.95 (N)	\$35.00 (N)
Call Return (*69) (Maximum)	\$28.95 (N)	\$35.00 (N)
Three-Way Calling (Maximum)	\$27.95 (N)	\$35.00 (N)
Speed Calling (Maximum)	\$28.00 (N)	\$35.00 (N)
Call Blocking (Maximum)	\$28.00 (N)	\$35.00 (N)
Last Number Redial (*66) (Maximum)	\$28.00 (N)	\$35.00 (N)
Voice Mail with Basic Service (Maximum)	\$29.95 (N)	\$55.00 (N)
Voice Mail with Premium Service (Maximum)	\$27.95 (N)	\$55.00 (N)
Caller ID (name & number) (Maximum)	\$32.95 (N)	\$35.00 (N)
Call Waiting Deluxe (Maximum)	\$29.95 (N)	\$35.00 (N)

The Company may, from time to time, make promotional offerings of its services that may include waiving or reducing the applicable charges for the promoted service. The promotional offerings may be limited as to the duration, the date, and times of the offerings and the locations where the offerings are made.

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LOCAL EXCHANGE SERVICES

RATES AND CHARGES – CURRENT RATES (N)

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1. Residence Service (Current Rates) (N)

The Monthly Current Charge per access line includes unlimited calling within the specified local calling area. (T)

Basic (Current)	\$39.95	(N)
Basic Plus (Current)	\$44.95	(N)
Premium (Current)	\$49.95	(N)
Premium Plus (Current)	\$54.95	(N)

2. Business Service (Current Rates) (T)

The Monthly Current Charge per access line includes unlimited calling within the specified local calling area. (T)

Monthly Charge Per Line (Current)	\$89.95	(T)
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RATES AND CHARGES (continued)

B. Service Connection Charges (continued), Current Rates (T)

2. Current Rates (T)

Non-Recurring Current Charges

	<u>Residence</u>	<u>Business</u>
2.1 Service Order Charge (Current)	\$60.00 (T)(I)	\$75.00 (T)
2.2 Record Order Charge (Current)	\$25.00 (T)	\$55.00 (T)
2.3 Central Office Work Charge (Current)	\$50.00 (T)	\$75.00 (T)
2.4 Access Line Work Charge (Current)	\$50.00 (T)	\$75.00 (T)
2.5 Premise Labor Charges (1/4 hr.) (Current)	\$30.00 (T)	\$35.00 (T)
2.6 Premise Visit Charge (per visit) (Current)	\$50.00 (T)	\$75.00 (T)

C. Custom Calling Services – Current Rates (T)

Custom Calling Services are optional service arrangements of central office features furnished to individual line customers. The following custom calling features are available within the exchange area of all exchanges serviced by a central office where facilities and operating conditions permit. Customers may subscribe to one or more of the following features at the rates indicated:

	<u>Monthly Rate</u>	<u>Non-Recurring Charge</u>
Call Forwarding (Current)	\$7.95 (T)(I)	\$15.00 (T)(R)
Call Waiting (Current)	\$7.95 (T)(I)	\$15.00 (T)(R)
Call Return (*69) (Current)	\$8.95 (T)(I)	\$15.00 (T)(R)
Three-Way Calling (Current)	\$7.95 (T)(I)	\$15.00 (T)(R)
Speed Calling (Current)	\$8.00 (T)(I)	\$15.00 (T)(R)
Call Blocking (Current)	\$8.00 (T)(I)	\$15.00 (T)(R)
Last Number Redial (*66) (Current)	\$8.00 (T)(N)	\$15.00 (T)(N)
Voice Mail with Basic Service (Current)	\$9.95 (T)(N)	\$35.00 (T)(N)
Voice Mail with Premium Service (Current)	\$7.95 (T)(N)	\$35.00 (T)(N)
Caller ID (name & number) (Current)	\$12.95 (T)(I)	\$15.00 (T)(R)
Call Waiting Deluxe (Current)	\$9.95 (T)	\$15.00 (T)(R)

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